



AMENDMENT TRANSMITTAL LETTER			Docket No. SPINE 3.0-447 CONT
Application No. 10/771,597-Conf. #3441	Filing Date February 4, 2004	Examiner M. Hoffman	Art Unit 3733

Applicant(s): James D. Ralph, Stephen Tatar, and Thomas J. Errico

Invention: INSERTION TOOL FOR USE WITH INTERVERTEBRAL SPACERS

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	9	- 20 =	0	x 50.00	0.00
Independent Claims	2	- 3 =	0	x 200.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

- ☒ Large Entity ☐ Small Entity
- ☒ No additional fee is required for this amendment.
- ☐ Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-1095
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- ☒ Credit any overpayment.
- ☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Michael J. Doherty

Michael J. Doherty
Attorney/Agent Reg. No.: 40,592

Dated: January 19, 2007

LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP
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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: January 19, 2007

Signature: *Michael J. Doherty*

(Michael J. Doherty)



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Dated January 19, 2007

Signature: Michael J. Doherty
(Michael J. Doherty)

Docket No.: SPINE 3.0-447 CONT
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Ralph et al.

Application No.: 10/771,597

Filed: February 4, 2004

For: INSERTION TOOL FOR USE WITH
INTERVERTEBRAL SPACERS

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: Group Art Unit: 3733
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: Examiner: Hoffman, M.
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Dear Sir:

Prior to further examination of the present application, please amend the above-identified application as follows.